

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF OREGON

In re \_\_\_\_\_ ) Case No. \_\_\_\_\_  
 Debtor(s) \_\_\_\_\_ )  
 \_\_\_\_\_ ) NOTICE OF INTENT  
 \_\_\_\_\_ ) TO COMPENSATE  
 \_\_\_\_\_ ) PROFESSIONAL(S)

1. The trustee (or Debtor-in-Possession (DIP)) filed an interim report (**COPY ATTACHED**) showing total receipts of \$ \_\_\_\_\_, disbursements of \$ \_\_\_\_\_, and a balance on hand of \$ \_\_\_\_\_.
2. The interim report also shows this exact language in response to the following questions:
  - a. [If Chapter 7 case] A distribution to creditors is expected (give the date or estimated time period, or if stating "NONE" then also state reasons why not):
  - b. The trustee/DIP is currently obligated to pay a maximum of \$ \_\_\_\_\_ for administrative and operating expenses owed to non-professionals. [If case converted from Chapter 11 to 7] The maximum amount of all timely filed claims for Chapter 11 administrative expenses is \$ \_\_\_\_\_.
  - c. The trustee/DIP believes the sum of \$ \_\_\_\_\_ could be disbursed for compensation and administrative expenses at this time without jeopardizing the viability of the estate.
3. The following application(s) for interim compensation have been filed by professionals appointed by the Court to perform services for the estate:

Applicants (state profession and relation to case)	Compensation	Expenses
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4. THE NOTICING PARTY CERTIFIES the information in points 1-3 is true and correct.

**NOTICE IS NOW GIVEN** that unless an interested party files written objections to any application listed above, setting forth the specific grounds for such objection, within 21 days of the service date below, with the Clerk of Court (i.e., if the 5-digit portion of the Case No. begins with a "3" or "4", mail to 1001 SW 5th Ave. #700, Portland OR 97204; OR if it begins with a "6" or "7", mail to 405 E 8<sup>th</sup> Ave #2600, Eugene OR 97401), the Court may, if a proposed compensation order is submitted to it (with a copy of this notice, and a verified statement that no objections were filed, attached), sign such order without further notice or a hearing. You may contact the party giving notice if you have further questions.

DATE: \_\_\_\_\_

Type or print noticing party's name	Telephone _____
Address _____	
(If Notice given on behalf of DIP) Debtor's Address & Taxpayer ID#(s) (last 4 digits) _____	

On \_\_\_\_\_, copies of the Interim Report AND this Notice were served on the debtor(s), any trustee, U.S. Trustee, entities that filed a request to receive all case notices, all creditors if required by FRBP 2002(a)(6) (or if original time to file claims has expired, only on creditors who filed claims), and their respective attorneys; AND a copy of the Application(s) for Interim Compensation was served on the debtor(s), any creditor's committee, and their respective attorneys.

AGREEMENT WITH DEPOSITOR AND TRUSTEE  
ON SAVINGS ACCOUNTS, DEPOSITS OR SECURITIES  
IN LIEU OF A PERFORMANCE AND MAINTENANCE BOND

THE CONDITIONS OF THIS OBLIGATION ARE SUCH: That whereas the below named Depositor has applied to the CITY OF PORTLAND, OREGON, by and through its City Engineer, for a permit to construct public street improvements (including public stormwater facilities) on SE 145th Avenue and a public street extension of SE Knight Street east of SE 141<sup>st</sup> Avenue, as a condition of approval for Land Use Case File No. 2006-159329-000-00-LDS, per plans and specifications for Street Job No. 43847 and BES Job No. 8557 as approved by the City Engineer (PDOT) and Chief Engineer (BES).

This agreement is for the purpose of fulfilling the requirements of Chapter 17.24 (permits) (performance bond) of the Code of the City of Portland, by reference incorporated herein, and is entered into by the CITY OF PORTLAND, OREGON, the Depositor Sureesh C Paranjape

and M Bank Gladstone Branch (Name)

(Name of financial office and branch)

Trustee, in the amount of \*\*\*168,346.00\*\*\* in M/m account

Account No. 02303410 (Name or Type) in the M Bank Gladstone

by Lisa Nelson operations office # 503-674-3186 (Name of financial office and branch)

will hold such funds until authorization or direction for payment is received from the CITY OF PORTLAND, acting by and through its City Engineer.

All deposits shall be renewable at maturity and at rates and terms in effect at the time of renewal, and all interest shall be paid to or accrued as directed by the Depositor.

Bonds and securities deposited in lieu of a performance bond shall be as provided by the Code of the City of Portland and shall be listed by name and amounts herein or by Trustee verified attachment hereto.

It is further understood that 20% of all funds deposited may be retained through the maintenance period (24 months) following issuance of a certificate of completion; a maintenance bond may be substituted for the above requirement.

All costs incurred in administration or litigation of this agreement is to be borne by Depositor.

Signed and dated at Gladstone, Oregon, this 24

day of March, 2009

Signature and Title of Depositor Sureesh C. Paranjape Lender/Member  
Company Mortg. Funding LLC

Address 11150 SW Riverwood Rd, Portland, OR 97219

Signature of Financial Officer Lisa Nelson

Print Name and Title of Financial Officer Lisa Nelson Operations Officer

Company M Bank Gladstone Branch

Address 35 SE 82nd Ave Gladstone, OR 97027

LIST SECURITIES ON REVERSE SIDE

EXHIBIT A  
PAGE 1 OF 1

CITY OF PORTLAND  
OFFICE OF TRANSPORTATIONAPPLICATION TO THE CITY ENGINEER FOR STREET IMPROVEMENT PERMITDate: 3-25-2009Job No. 43847Applicant: Slavic KotsyubchukApplicant's Address: P O Box 2281, Clackamas OR 97015Applicant's phone number(s): 503 422-5505

The Applicant applies for a permit to improve/construct: public street improvements (including public storm water facilities) on SE 145<sup>th</sup> Avenue and a public street extension of SE Knight Street east of SE 141<sup>st</sup> Avenue, as a condition of approval for Land Use Case File No. LU 2006-159329-000-00-LDS, under Street Job No. 43847 and BES Job No. 8557 in accordance with plans and specifications approved by the City Engineer (PDOT) and Chief Engineer (BES) and in conformance with all applicable City Codes and requirements.

The applicant agrees to the following conditions:

1. The Applicant shall complete the attached permit within 6 months of the date of signature of this application and prior to occupancy of any new buildings on site.
2. The Applicant shall complete all required street improvements within 18 months of the date of the signature of this application, or prior to occupancy of any buildings on the site, whichever comes first.
3. The assurance of performance in the amount of \$168,346.00, provided in conformance with 17.24.055 and described below can be called on in the event that applicant fails to carry out all provisions of this application.

Assurance of Performance:

Type Set Aside AccountDate signed 3/24/09Identifying number Act # 02303410Signer's name Swash C. Paranjpe

4. An initial permit fee deposit in the amount of \$500.00 has been submitted and is subject to forfeit in full if the applicant fails to carry out the provisions of this application.
5. The Applicant shall maintain, at the Applicant's expense, required public improvements for a period of twenty-four (24) months following issuance of a Certificate of Completion, as assurance against defective workmanship or materials employed in such improvements.
6. Twenty (20%) percent of the amount of the performance of assurance shall be retained by the City through the maintenance period as assurance of performance by the Applicant of maintenance responsibilities.
7. If installation of required improvements is not completed, and required maintenance work is not performed to the City's satisfaction within the one year time period specified in Section 1 above, the City may recover the full cost and expense from the assurance of performance of if the assurance of performance is not sufficient, from the Applicant, and may utilize these funds to cause the work to be completed.

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EXHIBIT B  
PAGE 1 OF 2

Street Job No. 43847

25 IN WITNESS WHEREOF, Slavic Kotsyubchuk, has executed this Permit Application as of this day of March, 2009.

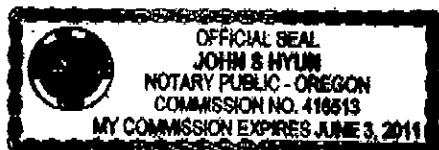
By:

(Signature)

STATE OF OREGON

COUNTY OF CLACKAMAS

This instrument was acknowledged before me on March 25, 2009,  
by Slavic Kotsyubchuk



John S Hyun  
Notary Public for Oregon

My Commission expires June 3, 2011

APPROVED AS TO FORM:

City Attorney

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EXHIBIT B  
PAGE 2 OF 2

Street Job No. 43847



**May & Associates Inc. -  
Appraisal & Consulting**  
12945 SW 135th Ave  
Tigard, OR 97223  
503-524-7577

# Invoice

Date	Invoice No.
4/30/2009	2503
Past Due:	6/16/2009
Job Name:	Kotsyubchuk - Subdi...

**Bill To:**

Jessica Cain  
Gunn, Cain & Kinney, LL  
700 Deborah Road, Suite 250  
Newberg, Oregon 97132

**Ship To:**

Gunn, Cain & Kinney, LL  
700 Deborah Road, Suite 250  
Newberg, Oregon 97132

**Date of Inspection:**

4/24/2009

**Property Address:**

16490 SE Siri Loop  
Damascus 97089

**Lender/Client:**

Gunn, Cain & Kinney, LL

**Borrower:**

Kotsyubchuk

**Contact Name & No.:**

503-538-8318

**Ordered By:**

Jessica Cain

<b>Total</b>	\$3,200.00
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Thank you for your business-

We appreciate it!

**TERMS OF PAYMENT:** All invoices are Net 30 days from the date of inspection, subject to 2% service charge each month on any overdue balances, minimum \$10 per month. Acceptance of delivery of Appraisal Report is construed as acceptance of these terms. Appraisal fee payments are not subject to any future event, i.e.: loan closing.

Tax Accnt. No.: 93-1168030

## Invoi ce

Date	Invoice No.
2/20/2009	2485
Past Due:	3/20/2009
Job Name:	Kotsyubchuk - Cour...



May & Associates Inc. -  
Appraisal & Consulting  
12945 SW 135th Ave  
Tigard, OR 97223  
503-524-7577

## Bill To:

Jessica Cain  
Gunn, Cain & Kinney, LL  
P.O. Box 1046  
Newberg, Oregon 97132

## Ship To:

Gunn, Cain & Kinney, LL  
700 Deborah Road, Suite 250  
Newberg, Oregon 97132

## Date of Inspection:

2/20/2009

## Property Address:

5913 - 6005 SE 145th Ave.  
Portland, OR 97236

## Lender/Client:

Gunn, Cain &amp; Kinney, LL

## Borrower:

Kotsyubchuk

Expert Witness Fees for  
Court Appearance of  
February 20th, 2009

## Contact Name &amp; No.:

503-538-8318

## Ordered By:

Jessica Cain

Total	\$833.75
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Thank you for your business-  
We appreciate it!

**TERMS OF PAYMENT:** All invoices are Net 30 days from the date of inspection, subject to 2% service charge each month on any overdue balances, minimum \$10 per month. Acceptance of delivery of Appraisal Report is construed as acceptance of these terms. Appraisal fee payments are not subject to any future event, i.e.: loan closing.

Tax Acctn. No.: 93-1168030

EXHIBIT C  
PAGE 2 OF 2

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF OREGON

In re

) Case No. \_\_\_\_\_  
) CHAPTER 11 INTERIM  
) REPORT Number \_\_\_\_\_  
) [NOTE: File and serve as  
) required by LBR 2016-1]

**Debtor(s)**

The undersigned, \_\_\_\_\_, who is the \_\_\_\_\_ in this case reports upon the financial condition of the estate and the progress of its administration as follows:

<u>Estate Money</u>	<u>Amounts Since Last Report</u>	<u>Total From Date Case Began As Chapter 11</u>
1. Receipts	\$ _____	\$ _____
Disbursements	\$ _____	\$ _____
<b>BALANCE ON HAND</b>		\$ _____

DATE:

SIGNED: